

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2016-112542-001 SE

01/18/2017

JUDGE PRO TEM CYNTHIA L. GIALKETSIS

CLERK OF THE COURT

L. Popovic

Deputy

STATE OF ARIZONA

KELLY S NEAL

v.

MICHAEL ANGEL SANCHEZ (001)

DOB: 08/27/1994

EUGENE A BARNES IV

APPEALS-CCC

DISPOSITION CLERK-CSC

RFR

**SUSPENSION OF SENTENCE - PROBATION GRANTED**

1:57 p.m.

Courtroom SEF 201

State's Attorney:	Aaron Burroughs
Defendant's Attorney:	Eugene Barnes IV
Defendant:	Present

A record of the proceedings is made digitally in lieu of a court reporter.

Count(s) 2: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 2: (Amended) POSSESSION OF DRUG PARAPHERNALIA  
Class 6 UNDESIGNATED FELONY

A.R.S. § 13-3401, -3408, -3415, -3416, -3418, -901.01 (A), -901.01 (D), -901.01 (E), -901.01 (G), -901.01 (I), -805, -105, -3413, 12-269, -116.04, -116.08, -116.09, 13-610, -604, -701, -702, -707, -801, -802

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Date of Offense: 03/16/2016  
Non Dangerous - Non Repetitive

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the Defendant on probation for:

Count 2 Probation Term: 18 Months

To begin 01/18/2017.

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8: Request and obtain written permission of the APD prior to leaving the State.

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 2 - \$65.00 per month, beginning 04/01/2017.

FINE: Count 2 - Total amount of \$2,196.00, which includes surcharges of 83%, payable \$25.00 per month beginning 04/01/2017.

Fine is to be paid to the Arizona Drug Enforcement Fund.

PROBATION ASSESSMENT: Count 2 - \$20.00 payable on 04/01/2017.

Count 2: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00 payable on 04/01/2017.

VICTIMS' RIGHTS ENFORCEMENT Count 2 - in the amount of \$2.00 payable on 04/01/2017.

PENALTY ASSESSMENT - A.R.S. §12-116.04: Count 2 - \$13.00 payable on 04/01/2017.

Investigative Agency:

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Mesa Police Department

Count 2: \$15.00 to the Technical Registration Fund payable on 04/01/2017.

All amounts payable through the Clerk of the Superior Court.

Additional Monetary Information: DNA Testing Cost

Condition 16: Not consume or possess any substances containing alcohol.

Condition 17: Count 2: Complete a total of 100 hours of community restitution. Complete a set number of hours per month as directed in writing by APD. Complete hours at a site approved by the APD.

Condition 22: Other: Complete Substance Abuse Counseling. Complete (30) NA or AA Meetings within (35) days of today's date (01/18/2017) unless the Defendant enters into another treatment program.

IT IS FURTHER ORDERED that Defendant shall submit to fingerprint identification processing by the Maricopa County Sheriff's Office if directed to do so by the Adult Probation Department. The Adult Probation Department shall direct any Defendant placed on probation who has not already had a State Identification Number (SID) established to submit to fingerprint processing.

Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS ORDERED granting the Motion to Dismiss the following: Count 1.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes in accordance with A.R.S. §13-610.

Pursuant to the terms set forth in the parties' Plea Agreement,

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IT IS ORDERED that the Defendant pay all costs associated with the DNA testing ordered herein.

2:09 p.m. Matter concludes.

IT IS ORDERED that defense counsel shall preserve defendant's file for post-conviction relief purposes. If defense counsel receives notice that defendant is seeking post-conviction relief, counsel shall prepare the file for delivery to PCR counsel and shall make timely arrangements for the exchange thereof when notified. Further, upon exchange of the file, defense counsel shall file with the court a Notice of Compliance that shall, at a minimum, include date of compliance, recipient of the file, and an itemization of contents of the file. A copy of the Notice shall be provided to PCR counsel, the State and the PCR Unit.

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ JUDGE PRO TEM CYNTHIA L. GIALKETSIS  
JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)